

THE STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION

DRM 06-160

ORDER OF NOTICE

On March 16, 2007, the New Hampshire Public Utilities Commission (Commission) voted pursuant to RSA 541-A to adopt an initial proposal to amend N. H. Code Admin. Rules Puc 1800, concerning the New Hampshire Code for Energy Conservation in New Building Construction ("Energy Code"). The initial proposal readopts with amendment the existing Puc 1800 rules.

The purpose of the amendments is to bring the rules into compliance with RSA 155-A and 155-D, as revised by the Legislature in 2002 N.H. Laws, Ch. 8. RSA 155-D:4 directs the Commission to administer the Energy Code, but an effect of the 2002 legislation was to divest the Commission of authority to promulgate substantive provisions in the Energy Code itself. Accordingly, the proposed Puc 1800 rules narrow the scope of the current rules by limiting them to the process of administering the Energy Code. Pursuant to RSA 155-A:1, IV and RSA 155-A, the Energy Code itself is now contained within the state building code and comprises the International Energy Conservation Code 2000.

A rulemaking notice form (Notice) required by RSA 541-A:6 was filed with the Office of Legislative Services on April 6, 2007 and was published in the Rulemaking Register on April 20, 2007. The Notice sets forth a date for the public hearing to be held at the Commission and submission of written comments. Comments are due on or before noon, June 1, 2007.

A copy of the Rulemaking Notice will be sent by U.S. Mail to those parties previously requesting notice of rulemakings pertaining to the Energy Code. Pursuant to RSA 541-A:6, III, notice may also be provided by public notice advertisement in a publication of daily statewide circulation.

The Initial Proposal may be viewed on the Commission website, www.puc.nh.gov, or copies may be obtained from the Commission as set forth in the Notice.

Based upon the foregoing, it is hereby

ORDERED, that a Public Hearing, pursuant to 541-A:11, be held before the Commission located at 21 S. Fruit St Suite 10, Concord, New Hampshire on May 15, 2007 at 10:00 a.m., and that the deadline for submission of materials in writing or via e-mail shall be on or before noon, June 1, 2007; and it is

FURTHER ORDERED that, immediately following the Public Hearing, the Staff of the Commission and any interested parties hold a Technical Session to review the review the rules; and it is

FURTHER ORDERED, that pursuant to RSA 541-A:6,III, the Commission shall undertake a public notice advertisement by publishing a copy of this Order together with the Notice no later than April 26, 2007, in a newspaper with a daily statewide circulation, publication to be documented by affidavit filed with the Commission on or before May 15, 2007.

By order of the Public Utilities Commission of New Hampshire this twentieth day of
April, 2007.

Debra A. Howland
Executive Director & Secretary

Individuals needing assistance or auxiliary communication aids due to sensory impairment or other disability, should contact the Americans with Disabilities Act Coordinator, NHPUC, 21 S. Fruit St., Suite 10, Concord, New Hampshire 03301-2429; 603-271-2431; TDD Access: Relay N.H. 1-800-735-2964. Notification of the need for assistance should be made one week prior to the scheduled event.